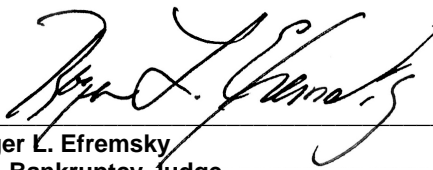




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The following constitutes the order of the Court.  
Signed: February 28, 2019

  
\_\_\_\_\_  
Roger L. Efremsky  
U.S. Bankruptcy Judge

Attorneys for Plaintiff/Counterclaim  
Defendant Marlene G. Weinstein,  
Chapter 7 Trustee

UNITED STATES BANKRUPTCY COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND DIVISION

In re  
INDEPENDENT ADOPTION CENTER,  
Debtor.

Case No. 17-40327 RLE  
Chapter 7  
Hon. Roger L. Efremsky

MARLENE G. WEINSTEIN, Trustee,  
Plaintiff,

Adversary Proceeding No. 17-04020 RLE

v.

**ORDER APPROVING STIPULATION  
TO WITHDRAW MOTION TO DISMISS  
AND TAKE MARCH 7, 2019 HEARING  
DATE OFF CALENDAR**

GREGORY S. KUHL, SUSAN SPARLING,  
ALEX KAPLAN, NANCY WORRELL,  
DAN WARD, WILLIAM KINNANE,  
CHRISTINE ZWERLING, MARCIA  
HODGES,

Defendants.

AND RELATED COUNTERCLAIM

Based on the STIPULATION TO WITHDRAW MOTION TO DISMISS AND TAKE  
MARCH 7, 2019 HEARING OFF CALENDAR entered into by and between Plaintiff Marlene G.  
Weinstein, Chapter 7 Trustee of the estate of the above Debtor ("Trustee"), by and through her  
counsel of record, and Defendants Gregory S. Kuhl, Susan Sparling, Alex Kaplan, Nancy Worrell,

1 Dan Ward, William Kinnane, and Christine Zwerling (collectively “Director Defendants”), by and  
2 through their counsel of record, electronically filed on February 28, 2019 as Docket Entry No. 129,  
3 and good cause appearing therefore,

4 IT IS HEREBY ORDERED:

5 1. The hearing of the Director Defendants’ motion to dismiss, motion for a more  
6 definite statement, and motion to strike (collectively “the Motion to Dismiss”), now set for March  
7 7, 2019 at 11:00 a.m., is taken off calendar.

8 2. The Motion to Dismiss filed by defendants Susan Sparling, Alex Kaplan, Nancy  
9 Worrell, Dan Ward, William Kinnane, and Christine Zwerling (collectively “Settling Director  
10 Defendants”) is withdrawn, and that withdrawal shall be with prejudice once the Trustee has filed  
11 a dismissal of her claims against the Settling Director Defendants.

12 3. The Motion to Dismiss filed by defendant Gregory S. Kuhl is withdrawn, but  
13 without prejudice.

14 4. Defendant Gregory S. Kuhl shall file a responsive pleading to the Trustee’s First  
15 Amended Complaint within 30 days after the Trustee’s dismissal of the Settling Director  
16 Defendants or by May 15, 2019, whichever date is later in time.

17 \*\*\* **END OF ORDER** \*\*\*  
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\*\*\* ***COURT SERVICE LIST*** \*\*\*

No Court Service Required.